CR2012-130655-001 DT 07/05/2012

CLERK OF THE COURT

HONORABLE JAY L. DAVIS

L. Diggs

Deputy

STATE OF ARIZONA SARAH LOUISE CORCORAN

v.

ROBERTO ELIAS MENDEZ (001) VANESSA N SMITH

DOB: 01/03/1990

APO-SENTENCINGS-CCC

APPEALS-CCC

CITS - CCC SPANISH

**DISPOSITION CLERK-CSC** 

RFR

#### SUSPENSION OF SENTENCE - UNSUPERVISED PROBATION

9:30 a.m.

Courtroom 3D - South Court Tower

State's Attorney: Jennifer Carper on behalf of Sarah Corcoran

Defendant's Attorney: Vanessa Smith

Defendant: Present Interpreter: Maria Korb

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

This is the time set for Sentencing.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

Docket Code 110 Form R110-04 Page 1

CR2012-130655-001 DT

07/05/2012

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 (as amended) - Solicitation to Commit Forgery Class 6 Undesignated Felony

A.R.S. § 13-1002, 2001, 2002, 2002(A)(2), 610; 12-114.01; 13-701, 702, 604, 707, 801 and 802

Date of Offense: June 9, 2012 Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and placing defendant on Unsupervised Probation to be monitored by the Adult Probation Department (APD) in accordance with APD's Compliance Monitoring Standards:

Count 1 Probation Term: One Year

To begin 07/05/2012.

Conditions of probation include the following:

Condition 2 - Not possess or control any stun guns, tasers, firearms, ammunition, deadly, or prohibited weapons as defined by A.R.S. § 13-3101.

Condition 5 - If deported or processed through voluntary departure, will not return to the United States illegally during the term of probation. If deported, all conditions, except Condition 5, are suspended.

Condition 6 - Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of any conditions completed. Comply with any written directive of the APD to enforce compliance with the conditions of probation.

Condition 7 - Notify APD within 10 days of any change of address and/or telephone number.

Condition 8 - Request and obtain permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 09/01/2012.

CR2012-130655-001 DT

07/05/2012

PROBATION SURCHARGE: Count 1 - \$20.00 payable on 09/01/2012.

All amounts payable through the Clerk of the Superior Court.

Condition 17: Complete a total of 24 hours of community restitution. Complete 8 per month. Complete these hours at a site approved by the APD.

Condition 22: Other - I will have no contact with the victim and not return to the scene of the crime.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

- 1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
- 2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS FURTHER ORDERED Defendant be released from custody for this case only.

9:37 a.m. Matter concludes.

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07/05/2012

Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE JAY L. DAVIS JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)